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CASE 4-31827A

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april 23, 2004
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN REAPPLICATION OF

Art Unit: 1617

VERE HODGE ET AL.

Examiner: Traers, Russell S.

APPLICATION NO: 08/945,249

FILED: FEBRUARY 2, 1998

FOR: USE OF (R)-PENCICLOVIR TRIPHOSPHATE FOR THE

MANUFACTURE OF A MEDICAMENT FOR THE TREATMENT OF

VIRAL DISEASES

MS: Appeal Brief

Commissioner for Patents

PO Box 1450

Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Sir:

Enclosed herewith are three copies of the Appeal Brief in the above-identified application.

05/06/2004 GAMHONY 00000004c190134 De08945248 count No. 19-0134 in the name of Novartis in the amount of \$330 for 01 FC:1401 33020079Ant of the appeal fee. An additional copy of this paper is here enclosed. The Commissioner

is hereby authorized to charge any additional fees which may be required, or credit any overgagment, to Account No. 19-0134 in the name of Novartis.

Enclased is a Petition for Extension of Time.

Respectfully submitted,

Novartis

Corporate L. Contual Property One Fleatith Process, Building 430 East Handver, Ed. 07936-1080

(862) 770-7 - 13 Date: April 23, 2004 Thomas R. Savitsky Attorney for Applicants Reg. No. 31,661